

Poultney Board of Selectmen
Meeting
Monday - December 23, 2013- 6:30 P.M
Poultney Town Hall
Agenda

- 1) Adoption of the Agenda
- 2) Approval of Minutes: 12/09/13
- 3) Public Comments and Concerns:
- 4) Phil Pope - Lake St Catherine Association
- 5) Poultney Downtown Revitalization Committee - Champlain Oil property update
- 6) Road Report
- 7) Town Manager's Report
 - Letters & Communications
 - Budget FY 2014
- 8) Dale Kerber - Town Constable Report
- 9) Board Orders
- 10) Adjourn

Meeting Minutes
Poultney Board of Selectmen
Monday, December 23, 2013 - 6:30 PM
Poultney Town Hall

Chairman Ed Lewis called the meeting to order. Selectmen present included: Tom Beatty, Frank Fressie and Jeff King. Others present included: Jonas Rosenthal, Town Manager; Ron Kelley Road Foreman; and Phil Pope representing the Lake St. Catherine Association. Dale Kerber, Town Constable and Stephen Anderson arrived at a later time in the meeting.

Adoption of the Agenda: Tom Beatty made a motion to adopt the agenda as printed. Frank Fressie seconded the motion. Motion carried.

Approval of Minutes: Frank Fressie made a motion to approve the minutes 12/09/13. Tom Beatty seconded the motion. Motion carried.

Public Comments and Concerns: None at this time.

Phil Pope - Lake St Catherine Association: Copies of the 2013 Lake St Catherine's Associations Activity Report and the Association's request for funding for FY 2015, prepared by Phil Pope, were distributed. Phil reviewed the report with the Board and discussed the Renovate OTF treatment and the suction harvesting program. He described funding for the activities of the Association and requested their annual appropriation in the amount of \$ 20,000 from the Town. The total cost of this past Summers' activities amounted to \$ 91,691. The Board thanked Mr. Pope once again for his presentation.

Road Report:

- 1) The River Street project was completed several weeks ago.
- 2) The VLCT sponsored a snow plow safety program and defensive driving tips at the Town Highway Garage. Several area Towns attended the workshop. Other workshops will be offered at the request of the Town at a later time.
- 3) The VLCT will soon be offering grants for safety equipment. They will pay for back-up cameras in new trucks.
- 4) Ron Kelley attended a OSHA Rules training session last week.

Poultney Downtown Revitalization Committee: Ed Lewis presented a letter to the Board from Chuck Colvin regarding the Champlain Oil property and the pending vote / ballot item. The Poultney Downtown Revitalization Committee has raised \$ 43,000 thus far to assist in the purchase of the property. The purpose for the purchase of the property would be used as a gateway to the community. Discussion followed. The consensus of the Board was to meet with someone from the Poultney Downtown Revitalization Committee or the Committee to discuss the proposal.

Town Manager's Report:

- 1) Copies of the November Financial Reports prepared by Susan Kasuba were distributed.

- 2) Rosenthal is working on the FY 2015 Budget. A draft will be mailed before the next Board meeting.
- 3) The property transfer of the 1,400 acres from Yankee Forest LLC to the Conservation Fund was completed. The closing was held on December 20th. The next property transfer will be from the Conservation Fund to the State of Vermont Fish & Wildlife Department.
- 4) Copies of the Certified Equalized Education Property Value (effective 1/1/2014) Report from the Division of Property Valuation and Review, Department of Taxes were distributed. The Coefficient of Dispersion was 9.76 % and the Common Level of Appraisal was 98.24 %.
- 5) Copies of the Town Loan Payment Schedule from FY 2014 thru FY 2018 were distributed.

The meeting was recessed for a Hearing on a Dog Complaint.

NOTICE OF HEARING ON DOG COMPLAINT

**TO: Stephen Anderson
59 Dayton Hill Rd
Poultney, VT 05764**

Please take notice that the Selectboard of the Town of Poultney will hold a public hearing on the complaint of Robin & George Miller, alleging that a dog owned or kept by you, described as a Border Collie has killed a domestic pet (animal) of the complainant, that if the complaint is proven, to identify such dog owned or kept by you causing such damage and issuing a warrant to a constable or police officer commanding him forthwith to chain, confine, muzzle or to kill such dog in a humane manner wherever found.

Copies of the statement of the complaining witness dated December 17th and received on December 19th 2013 in the PM are attached hereto.

Such hearing shall take place:

Date and time: Monday, December 23, 2013 - 7:30 P.M.

Location: Conference room at the Town Offices, 9 Main Street, Poultney, VT

Legal references: Title 20, Vermont Statutes Annotated; Internal Security and Public Safety, Animals, Chapter 193, Domestic Pet or Wolf-Hybrid Control, Section 3807 Killing a Domestic Pet or Wolf-Hybrid: AND the Town of Poultney Animal Control Ordinance Article 2 - Nuisance Animals (3) Attacks Animals; Article 4 - Disturbances and Nuisances; Article 5 - At Large Prohibited; Article 10 - Licenses Required; Article 11 - Collar Required; and Article 17 - Animal Control Hearings.

Please take further notice that if you should fail to appear and defend, an order may be issued in your absence without further notice or hearing.

Issued by order of the Selectboard December 23, 2013.

s/Jonas Rosenthal
Town Manager

- 1) copies of the Complaint from George and Robin Miller, owners of the domestic cat were distributed.
- 2) Stephen Anderson, owner of the dog acknowledged that his dog did attack and kill the domestic cat while it was off of the premises located at 59 Dayton Hill Road.
- 3) After deliberation the Selectboard, finds that the owner of the dog, Stephen Anderson, was in violation of the following: Legal references: Title 20, Vermont Statutes Annotated; Internal Security and Public Safety, Animals, Chapter 193, Domestic Pet or Wolf-Hybrid Control, Section 3807 Killing a Domestic Pet or Wolf-Hybrid: and the Town of Poultney Animal Control Ordinance Article 2 - Nuisance Animals (3) Attacks Animals; Article 4 - Disturbances and Nuisances; Article 5 - At Large Prohibited; Article 10 - Licenses Required; Article 11 - Collar Required;
- 4) Jeff King made a motion to have the owner Stephen Anderson keep his dog confined and under control of the owner at all times with by a leash and fenced in area located on the property which he is residing, have the dog registered, and that compensation be made to the owner of the domestic cat, Robin and George Miller. Tom Beatty seconded the motion. Motion carried.
- 5) Stephen Anderson stated that he has sent a check for the amount of damages to the Miller's and apologized for the incident.

The Selectboard meeting was reconvened.

Dale Kerber - Town Constable Report: Dale Kerber presented an update to the activities of the Constable. In general, things have been quiet. Dale informed the Board that Srgt. Doug Norton from the Vermont State Police has a new position. He is now a Detective and will no longer be in charge of the Westside. No one is quite sure at this time how the schedule will be handled.

Transact Any and Other Lawful Business: A Liquor (Second Class) License and Tobacco License for the East Poultney General Store was presented. Jeff King made a motion to approve and sign the application. Tom Beatty seconded the motion. Motion carried.

Board Orders: Tom Beatty made a motion to approve and sign the Board Orders. Frank Fressie seconded the motion. Motion carried.

Frank Fressie made a motion to adjourn the meeting. Tom Beatty seconded the motion. Motion carried.

Meeting adjourned.

s/Jonas Rosenthal

